

CHAPTER 63**PRESCRIPTION DRUG COVERAGE
FOR VETERANS IN HEALTH CARE FACILITIES***S.F. 440*

AN ACT relating to prescription drug coverage for health care facility residents eligible for federal veterans affairs benefits.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 135C.31A, Code 2009, is amended to read as follows:

135C.31A ASSESSMENT OF RESIDENTS — PROGRAM ELIGIBILITY — PRESCRIPTION DRUG COVERAGE.

1. A health care facility receiving reimbursement through the medical assistance program under chapter 249A shall assist the Iowa department of veterans affairs in identifying, upon admission of a resident, the resident's eligibility for benefits through the United States department of veterans affairs. The department of inspections and appeals, in cooperation with the department of human services, shall adopt rules to administer this section, including a provision that ensures that if a resident is eligible for benefits through the United States department of veterans affairs or other third-party payor, the payor of last resort for reimbursement to the health care facility is the medical assistance program. The rules shall also require the health care facility to request information from a resident or resident's personal representative regarding the resident's veteran status and to report to the Iowa department of veterans affairs only the names of residents identified as potential veterans along with the names of their spouses and any dependents. Information reported by the health care facility shall be verified by the Iowa department of veterans affairs. This section shall not apply to the admission of an individual to a state mental health institute for acute psychiatric care or to the admission of an individual to the Iowa veterans home.

2. a. If a resident is identified, upon admission to a health care facility, as eligible for benefits through the United States department of veterans affairs pursuant to subsection 1 or through other means, the health care facility shall allow the resident to access any prescription drug benefit included in such benefits for which the resident is also eligible. The health care facility shall also assist the Iowa department of veterans affairs in identifying individuals residing in such health care facilities on July 1, 2009, who are eligible for the prescription drug benefit.

b. The department of inspections and appeals, the department of veterans affairs, and the department of human services shall identify any barriers to residents in accessing such prescription drug benefits and shall assist health care facilities in adjusting their procedures for medication administration to comply with this subsection.

Approved April 15, 2009

CHAPTER 64**POLITICAL CAMPAIGN PRACTICES —
FALSE CALLER IDENTIFICATION***H.F. 776*

AN ACT prohibiting the use of false caller identification for campaign purposes and providing penalties.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. NEW SECTION. 68A.407 USE OF FALSE CALLER IDENTIFICATION FOR CAMPAIGN PURPOSES PROHIBITED.

1. A person shall not knowingly use or provide to another person either of the following:
 - a. False caller identification information with intent to defraud for purposes related to expressly advocating the nomination, election, or defeat of a clearly identified candidate or for the passage or defeat of a clearly identified ballot issue.
 - b. Caller identification information pertaining to an actual person without that person's consent and with intent to deceive the recipient of a call about the identity of the caller.
2. This section shall not apply to conduct that was lawfully authorized as investigative, protective, or intelligence activity of a law enforcement agency of the United States, a state, or a political subdivision of a state.
3. As used in this section:
 - a. "Caller identification information" means information regarding the origination of the telephone call, such as the name or the telephone number of the caller.
 - b. "Telephone call" means a call made using or received on a telecommunications service or voice over internet protocol service.
 - c. "Voice over internet protocol service" means a service to which all of the following apply:
 - (1) The service provides real-time two-way voice communications transmitted using internet protocol, or a successor protocol.
 - (2) The service is offered to the public, or such classes of users as to be effectively available to the public.
 - (3) The service has the capability to originate traffic to, or terminate traffic from, the public switched telephone network or a successor network.
4. The board shall adopt rules pursuant to chapter 17A to administer this section.
5. A person who violates this section is subject to sections 68A.701 and 68B.32D.

Approved April 15, 2009